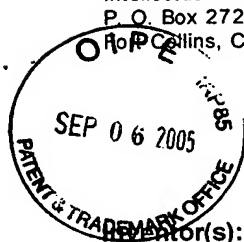


HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P. O. Box 272400
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PATENT APPLICATION

ATTORNEY DOCKET NO. 10010929-1



IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Graupner et al.

Confirmation No.: 3426

Application No.: 10/046,516

Examiner: Avellino, J.

Filing Date: 10/26/2001

Group Art Unit: 2143

Title: METHOD AND FRAMEWORK FOR GENERATING AN OPTIMIZED DEPLOYMENT OF SOFTWARE APPLICATIONS IN A DISTRIBUTED COMPUTING ENVIRONMENT USING LAYERED MODEL DESCRIPTIONS OF SERVICES AND SERVERS

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

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RESPONSIVE TO A PROVISIONAL DOUBLE PATENTING REJECTION

Sir:

Petitioner, Hewlett-Packard Development Company, L.P. is the owner of 100 percent interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 10/147,519, filed on 05/17/2002. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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Rev 12/04 (TermProv)

Please charge the required fee set forth in 37 CFR 1.20(d) of \$130.00 to Deposit Account 08-2025. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees.

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Respectfully submitted,

Graupner et al.

By 

LeRoy D. Maunu

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